

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 5164  
OFFERED BY MR. LUTHER**

Page 4, add after line 21 the following:

1   **SEC. 8. IMPROVED TIRE INFORMATION.**

2           (a) TIRE SIDEWALLS.—Within 30 days after the date  
3 of enactment of this Act, the Secretary of Transportation  
4 shall initiate a rulemaking proceeding to improve the label-  
5 ing of tires required by section 30123 of title 49, United  
6 States Code to assist consumers in identifying tires that  
7 may be the subject of a recall by the manufacturer. The  
8 Secretary shall complete the rulemaking not later than  
9 June 1, 2002.

10          (b) INFLATION LEVELS AND LOAD LIMITS.—In the  
11 rulemaking initiated under subsection (a), the Secretary  
12 may take whatever additional action is appropriate to en-  
13 sure that the public is aware of the importance of observ-  
14 ing motor vehicle tire load limits and maintaining proper  
15 tire inflation levels to the safe operation of a motor vehicle.  
16 Such additional action may include a requirement that the  
17 manufacturer of motor vehicles provide the purchasers of  
18 the motor vehicles information on tire inflation levels and  
19 load limits if the Secretary determines that requiring such

1 manufacturers to provide such information is the most ap-  
2 propriate way such information can be provided.

3 **SEC. 9. PARTS REPLACEMENT.**

4 Section 30120 of title 49, United States Code, is  
5 amended by adding at the end the following:

6 “(j) REPLACEMENT PARTS.—

7 “(1) IN GENERAL.—The Secretary of Transpor-  
8 tation shall initiate a rulemaking proceeding to—

9 “(A) require a manufacturer which is un-  
10 able to provide replacement parts, within a time  
11 to be determined by the National Highway  
12 Traffic Safety Administration, in connection  
13 with a recall ordered by such manufacturer  
14 under subsection (a) or (b), to fully reimburse  
15 any person for the cost of any manufacturer’s  
16 comparable replacement parts and for the asso-  
17 ciated cost of labor; and

18 “(B) to require a manufacturer to fully re-  
19 imburse the owner of a motor vehicle which re-  
20 places equipment on a motor vehicle before a  
21 recall is ordered under subsection (a) or (b) be-  
22 cause such equipment is defective or not in  
23 compliance with a motor vehicle safety standard  
24 for the cost of any manufacturer’s comparable

1 replacement parts and for the associated cost of  
2 labor.

3 “(2) CRITERIA.—In the rulemaking initiated  
4 under paragraph (1), the Secretary shall establish  
5 criteria for putting into effect a requirement under  
6 subparagraph (A) or (B) of paragraph (1). Such cri-  
7 teria shall include consideration of—

8 “(A) whether qualified replacement parts  
9 are able to be identified;

10 “(B) the risk of serious injury or death if  
11 motor vehicle equipment is not replaced imme-  
12 diately;

13 “(C) whether a defective condition may  
14 occur in motor vehicle equipment without warn-  
15 ing;

16 “(D) what constitutes comparable competi-  
17 tor’s replacement parts in order for the con-  
18 sumer to be fully compensated for costs and as-  
19 sociated labor; and

20 “(E) whether a repair and replacement is  
21 made in accordance with a manufacturer’s spec-  
22 ifications and requirements.”.